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UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:

USA COMMERCIAL MORTGAGE
COMPANY,

USA CAPITAL REALTY ADVISORS,
LLC,¹

USA CAPITAL DIVERSIFIED TRUST
DEED FUND, LLC,

USA CAPITAL FIRST TRUST DEED
FUND, LLC,²

USA SECURITIES, LLC,³
Debtors.

Affects:

- ☐ All Debtors
☒ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

Case No. BK-S-06-10725-LBR
Case No. BK-S-06-10726-LBR¹
Case No. BK-S-06-10727-LBR
Case No. BK-S-06-10728-LBR²
Case No. BK-S-06-10729-LBR³

CHAPTER 11

Jointly Administered Under Case No.
BK-S-06-10725 LBR

**NOTICE OF HEARING REGARDING
OBJECTION OF USACM
LIQUIDATING TRUST TO DOUBLE
COUNTED CLAIMS FILED BY
MCQUERRY FAMILY TRUST AND
CERTIFICATE OF SERVICE**

Date of Hearing: December 18, 2009
Time of Hearing: 1:30 p.m.

The USACM Liquidating Trust believes that your claim is currently listed
incorrectly in the Claims Registry. The amount listed is double the amount you included
in your proof of claim as your actual intended total claim. **THUS, THE USACM**

¹ This bankruptcy case was closed on September 23, 2008.

² This bankruptcy case was closed on October 12, 2007.

³ This bankruptcy case was closed on December 21, 2007.

1 LIQUIDATING TRUST IS PRESENTLY OBJECTING ONLY TO THAT
2 PORTION OF YOUR CLAIM, AS LISTED IN THE ATTACHED EXHIBIT A,
3 THAT WAS DOUBLE COUNTED OR THAT OTHERWISE EXCEEDS THE
4 AMOUNT OF THE CLAIM YOU FILED.

5 PLEASE DO NOT CONTACT THE CLERK OF THE BANKRUPTCY
6 COURT TO DISCUSS THE MERITS OF YOUR CLAIM. QUESTIONS
7 REGARDING THE AMOUNT OF A CLAIM OR THE FILING OF A CLAIM
8 SHOULD BE DIRECTED TO BRANT FYLLING OF SIERRA CONSULTING
9 GROUP, LLC (602) 424-7009) OR THE UNDERSIGNED COUNSEL.

10 NOTICE IS HEREBY GIVEN that the USACM Liquidating Trust has filed its
11 Objection of the USACM Liquidating Trust to Double Counted Claims filed by the
12 McQuerry Family Trust (the "Objection"). Your Proof of Claim number and other
13 information regarding your claim, including the double counted amount that is subject to
14 the objection, is provided in **Exhibit A**, attached. The USACM Liquidating Trust has
15 requested that this Court enter an order, pursuant to Bankruptcy Code § 502 and
16 Bankruptcy Rule 3007, disallowing the portion of your Proof of Claim to the extent it is
17 double counted.

18 NOTICE IS FURTHER GIVEN that the hearing on the Objection will be held
19 before the Honorable Linda B. Riegle, United States Bankruptcy Judge, in the Foley
20 Federal Building, 300 Las Vegas Boulevard South, Courtroom 1, Las Vegas, Nevada, on
21 December 18, 2009, at the hour of 1:30 p.m.

22 NOTICE IS FURTHER GIVEN THAT THE HEARING SET ON
23 DECEMBER 18, 2009, WILL BE HELD FOR THE PURPOSE OF STATUS
24 CHECKS AND SCHEDULING EVIDENTIARY HEARINGS ONLY. NO
25 ARGUMENTS WILL BE HEARD ON THAT DATE.
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